



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

DOUGLAS et al.

Atty. Ref.: 39-317; Confirmation No. 2787

Appl. No. 10/554,266

TC/A.U. 1634

Filed: October 25, 2005

Examiner: Greene, J.M.

For: EXCIPLEXES

\* \* \* \* \*

April 11, 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE**

This is in response to the Examiner's requirement for restriction dated January 4, 2008, in the above matter, the period for response having been extended up to May 4, 2008, by submission of the required petition and fee herewith. Applicants elect 2,2,2-trifluoroethanol from the organic solvents listed in claim 1. The election is made with traverse and the Examiner is requested to reconsider and withdraw the requirement for restriction for the reasons that follow.

In requiring restriction, the Examiner relies on Zeng et al. Basis for this reliance is not understood. The cited document discloses a synthetic procedure which may well use ethylene glycol (one of the solvents cited in current claim 1) somewhere along the route. However, the citation appears to be completely unrelated to the formation and detection of exciplexes and thus

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it is not seen why it is relevant to the requirement. Accordingly, the Examiner is respectfully requested to reconsider and withdraw the requirement for restriction.

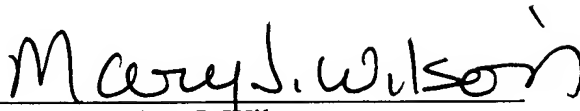
Claims readable on the elected species include claims 1-46.

An early and favorable Action on the merits is awaited.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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